

MINUTES

MONTANA SENATE 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON JUDICIARY

Call to Order: Acting Chairman, Sen. Daniel McGee, on March 5,
2009 at 9:00 A.M., in Room 303 Capitol

ROLL CALL

Members Present:

Sen. Jim Shockley, Vice Chairman (R)
Sen. Aubyn Curtiss (R)
Sen. Greg Hinkle (R)
Sen. Larry Jent (D)
Sen. Carol C. Juneau (D)
Sen. Cliff Larsen (D)
Sen. Jesse Laslovich (D)
Sen. Dan McGee (R)
Sen. Lynda Moss (D)
Sen. Terry Murphy (R)

Members Excused: Sen. Gary L. Perry, Chairman (R)

Members Absent: Sen. John Esp (R)

Staff Present: Valencia Lane, Legislative Branch
Pam Schindler, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 269, HB 288, HB 293, HB 298,
2/25/2009

Executive Action: None

HEARING ON HB 269

Opening Statement by Sponsor:

00:03:35 Rep. Robert Mehlhoff (D), HD 26, opened the hearing on
HB 269, Revise monetary credit for jail service.

Proponents' Testimony:

00:06:32 Deputy Dan O'Fallon, Chief Captain, Cascade County
Sheriff, Facility Administrator
00:08:06 Jim Smith, Montana Sheriffs and Peace Officers
Association (MSPOA)

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

00:09:20 Sen. Juneau
00:09:37 Deputy O'Fallon
00:16:42 Sen. Larsen
00:17:05 Mr. Smith
00:18:17 Sen. Shockley
00:18:48 Mr. Smith
00:21:11 Sen. Shockley
00:21:32 Deputy O'Fallon
00:23:34 Sen. Laslovich
00:23:48 Deputy O'Fallon
00:28:52 Sen. McGee
00:30:14 Deputy O'Fallon
00:31:25 Sen. Juneau

Closing by Sponsor:

00:33:03 Rep. Mehloff

HEARING ON HB 288

Opening Statement by Sponsor:

00:37:15 Rep. Krayton Kerns (R), HD 58, opened the hearing on HB 288, Ban reproductive human cloning.

Proponents' Testimony:

00:47:12 J.D. Lynch, Biotechnology Industry Organization,
Bioscience Alliance
00:50:14 Moe Wosepka, Director, Montana Catholic Conference
00:51:26 Jeff Laszloffy, President, Montana Family Foundation
00:52:09 Harris Himes, Pastor, Big Sky Christian Center
00:53:40 Dallas Erickson, Montana Citizens for Decency through
Law

Opponents' Testimony:

None

Informational Testimony:

None

Questions from Committee Members and Responses:

00:54:15 Sen. Larsen
00:54:49 Rep. Kerns
00:55:24 Sen. Laslovich
00:55:33 Rep. Kerns
00:57:24 Sen. Moss
00:57:45 J.D. Lynch

Closing by Sponsor:

00:58:38 Rep. Kerns

00:58:53 break

HEARING ON HB 293

Opening Statement by Sponsor:

01:12:45 Rep. Cynthia Hiner (D), HD 85, opened the hearing on HB 293, Law enforcement certification for certain former military personnel.

Proponents' Testimony:

01:14:53 Wayne Ternes, Director, Montana Officers and Training Council
01:15:43 Jim Smith, MSPOA
01:17:26 Jim Jacobsen, US Army-Retired; Legislative Liaison, Montana American Legion
01:18:27 Dan Antonietti, Legislative Liaison, Veterans of Foreign Wars (VFW)

Opponents' Testimony:

None

Informational Testimony:

01:19:11 Kevin Olson, Administrator, Montana Enforcement Academy

Questions from Committee Members and Responses:

01:19:30 Sen. Curtiss
01:20:18 Mr. Olson
01:22:21 Sen. McGee
01:22:30 Mr. Smith
01:23:52 Mr. Ternes

Closing by Sponsor:

01:24:55 Rep. Hiner

HEARING ON HB 298

Opening Statement by Sponsor:

01:25:31 Rep. Anders Blewett (D), HD 21, opened the hearing on HB 298, Limit nondeferment of judgment to commercial vehicles.

Proponents' Testimony:

01:30:15 Judge David Ortley, Justice of the Peace, Flathead County; Montana Magistrates Association

EXHIBIT(jus49a01)

01:35:43 Mary "Marty" Phippen, Montana Magistrates Association

01:37:09 Jim Smith, Montana County Attorneys Association (MCAA)

Opponents' Testimony:

01:38:08 Barry "Spook" Stang, Executive Vice President, Montana Motor Carriers Association

01:42:15 Greg Van Horssen, State Farm Insurance Company; also for Jacqueline Lenmark, American Insurance of America (AIA)

01:46:25 Bruce Spencer, Property Casualty Insurers Association (PCIA)

01:48:28 John Metropoulis, Farmers Insurance Group

01:51:42 Willie Duffield, self, Duffield Trucking Company

Informational Testimony:

None

Questions from Committee Members and Responses:

01:52:53 Sen. Laslovich

01:53:05 Mr. Van Horssen

01:58:22 Sen. Juneau

01:58:32 Mr. Van Horssen

Closing by Sponsor:

01:59:18 Rep. Blewett

ADJOURNMENT

Adjournment: 11:00 A.M.

Pam Schindler, Secretary

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Additional Documents:

EXHIBIT ([jus49aad.pdf](#))